

**U.S. District Court
Eastern District of Michigan (Detroit)
CRIMINAL DOCKET FOR CASE #: 2:23-mj-30265-DUTY All Defendants**

Case title: United States of America v. Hudson

Date Filed: 06/27/2023

Date Terminated: 06/27/2023

Assigned to: Magistrate Judge
Unassigned

Defendant (1)**Jaqualeon Hudson*****TERMINATED: 06/27/2023****also known as*

Jakafella

TERMINATED: 06/27/2023*also known as*

The Black Heff

TERMINATED: 06/27/2023represented by **Federal Community Defender**

613 Abbott

5th Floor

Detroit, MI 48226

313-967-5555

LEAD ATTORNEY**ATTORNEY TO BE NOTICED***Designation: Public Defender or Community**Defender Appointment**Bar Status: Sworn***Pending Counts**

None

Disposition**Highest Offense Level (Opening)**

None

Terminated Counts

None

Disposition**Highest Offense Level****(Terminated)**

None

ComplaintsRule 5(c)(3) from Eastern District
of Texas**Disposition**TRANSFER TO THE EASTERN DISTRICT OF
TEXAS

Plaintiff**United States of America**represented by **Michael Taylor**

DOJ-USAO


211 W. Fort St.

Ste. 2001

Detroit, MI 48116

313-226-9516

Email: michael.taylor3@usdoj.gov**LEAD ATTORNEY****ATTORNEY TO BE NOTICED***Designation: U.S. Attorney**Bar Status:*

Date Filed	#	Docket Text
06/27/2023	<u>1</u>	PETITION for Transfer under Rule 5(c)(3) by United States of America as to Jaqualeon Hudson (1). (KBro) (Entered: 06/27/2023)
06/27/2023		Minute Entry for in-person proceedings before Magistrate Judge R. Steven Whalen: Initial Appearance in Rule 5(c)(3) Proceedings as to Jaqualeon Hudson held on 6/27/2023. Defendant has waived the Identity Hearing. Disposition: Defendant released on bond. Bond Information: \$10,000 unsecured. (Court Reporter: Digitally Recorded) (Defendant Attorney: Stacey Studnicki) (AUSA: Michael Taylor) (KBro) (Entered: 06/27/2023)
06/27/2023	<u>2</u>	 Public Audio File of Initial Appearance in Rule 5(c)(3) Proceedings as to Jaqualeon Hudson held on 06/27/23 before Magistrate Judge R. Steven Whalen. AUDIO FILE SIZE (4.0 MB) (DPer) (Entered: 06/27/2023)
06/27/2023	<u>3</u>	ORDER APPOINTING FEDERAL COMMUNITY DEFENDER as to Jaqualeon Hudson. Signed by Magistrate Judge R. Steven Whalen. (DPer) (Entered: 06/27/2023)
06/27/2023	<u>4</u>	ORDER Regarding Brady Materials as to Jaqualeon Hudson. Signed by Magistrate Judge R. Steven Whalen. (DPer) (Entered: 06/27/2023)
06/27/2023	<u>5</u>	WAIVER of Rule 5 Hearings by Jaqualeon Hudson (DPer) (Entered: 06/27/2023)
06/27/2023	<u>6</u>	ORDER Setting Conditions of Release as to Jaqualeon Hudson. Signed by Magistrate Judge R. Steven Whalen. (DPer) (Entered: 06/27/2023)
06/27/2023	<u>7</u>	BOND as to Jaqualeon Hudson in the amount of \$10,000.00 unsecured entered. (DPer) (Entered: 06/27/2023)
06/27/2023	<u>8</u>	ORDER TRANSFERRING DEFENDANT to Answer Charges Pending in the Eastern District of Texas as to Jaqualeon Hudson. Signed by Magistrate Judge R. Steven Whalen. (DPer) (Entered: 06/27/2023)
06/28/2023		TEXT-ONLY NOTICE to Eastern District of Texas of Transfer as to Jaqualeon Hudson. Your case number is: 23-143. Using your PACER account, you may retrieve the docket sheet and any unrestricted documents and text-only entries. Please note the following documents: <u>3</u> Order Appointing Federal Community Defender, <u>6</u> Order Setting Conditions of Release, <u>1</u> Rule 5(c)(3) Petition for Transfer Proceedings, <u>4</u> Order Regarding Brady Materials, Initial Appearance – Rule 5(c)(3), <u>7</u> Bond, <u>5</u> Waiver of Rule 5 Hearings (Formerly Rule 40), <u>8</u> Transferring Defendant to Answer Charges (If you require sealed documents or certified copies, please send a request to InterDistrictTransfer_mied@mied.uscourts.gov. If you require a defendant's payment history, please send a request to financial@mied.uscourts.gov.) (LHos) (Entered: 06/28/2023)

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION

UNITED STATES OF AMERICA,

Plaintiff

v.

Case No. 23-30265
Originating No.4:23-CR-00143

JAQUALEON HUDSON
aka "Jakafella"
aka "The Black Heff",

Defendant.

**GOVERNMENT'S PETITION
FOR TRANSFER OF DEFENDANT TO
ANOTHER DISTRICT AND SUPPORTING BRIEF**

Pursuant to Rule 5(c)(3)(D) of the Federal Rules of Criminal Procedure, the United States of America hereby petitions the Court for an order transferring defendant **JAQUALEON HUDSON**, to answer to charges pending in another federal district, and states:

1. On **June 27, 2023** defendant was arrested in the Eastern District Michigan in connection with a federal arrest warrant issued in the **Eastern District of Texas based on an Indictment. Defendant is charged in that district with violation of 18 U.S.C. §1349- Conspiracy to Commit Wire Fraud; 18 U.S.C §1343- Wire Fraud.**

2. Rule 5 requires this Court to determine whether defendant is the person named in the arrest warrant and is entitled to a preliminary examination as described in Paragraph One above. See Fed. R. Crim. P. 5(c)(3)(D)(ii).

WHEREFORE, the government requests this Court to conduct transfer proceedings in accordance with Rule 5 of the Federal Rules of Criminal Procedure.

Respectfully submitted,

DAWN N. ISON
United States Attorney

s/Michael Taylor
Assistant U.S. Attorney
211 W. Fort Street, Suite 2001
Detroit, MI 48226
michael.taylor@usdoj.gov
(313) 226-9516

Dated: June 27, 2023

UNITED STATES DISTRICT COURT
for the
Eastern District of Michigan

United States of America)
v.) Case No. 23-30265
Jaqualeon Hudson)
)

**APPOINTMENT OF THE FEDERAL COMMUNITY DEFENDER
OF THE EASTERN DISTRICT OF MICHIGAN**

<input type="checkbox"/> MULTIPLE DEFENDANT CASE <input type="checkbox"/> NON-ENGLISH SPEAKING	<input checked="" type="checkbox"/> DEFENDANT IN CUSTODY LANGUAGE: _____
APPOINTMENT INFO: <u>Other (please explain)</u> OTHER: <u>Removal</u>	

The defendant has qualified for the appointment of counsel under the Criminal Justice Act.

IT IS ORDERED that the Federal Community Defender of the Eastern District of Michigan, 613 Abbott Street, 5th floor, Detroit, Michigan 48226, telephone (313) 967-5542, is appointed to represent this defendant in this case, unless the appointment is terminated by (1) Order of the Court, (2) appointment of substitute counsel, or (3) appearance of retained counsel.

IT IS FURTHER ORDERED that should this case require the assignment of an attorney from the CJA panel, the Federal Community Defender of the Eastern District of Michigan is authorized to issue such appointment using the electronic system to create the appropriate CJA appointment form. CJA Counsel will represent the defendant in this case unless the appointment is terminated by (1) Order of the Court, (2) appointment of substitute counsel, or (3) appearance of retained counsel.

NEXT COURT DATE:

Date: June 27, 2023

s/R. Steven Whalen

Judicial Officer's Signature

R. Steven Whalen, U.S. Magistrate Judge
Printed name and title

AUSA Assigned: Michael Taylor

ORDER REQUIRING DEFENDANT TO MAKE PARTIAL PAYMENTS

IT IS ORDERED that partial payment be made by the defendant in the amount of \$_____ monthly, commencing on _____, until this case is terminated or otherwise ordered by the Court. Payment shall be made to the **Clerk of the Court, Theodore Levin United States Courthouse, 231 West Lafayette Boulevard, Detroit, MI 48226.**

Judicial Officer's Signature

I hereby acknowledge that I am responsible for the partial payments and payment plan ordered by the Court.

Defendant's Signature

UNITED STATES DISTRICT COURT
for the
Eastern District of Michigan

United States of America)	
v.)	Case No. 23-30265
Jaqualeon Hudson)	
)	
)	

ORDER REGARDING BRADY MATERIALS

Pursuant to the Due Process Protections Act, the court reminds the government of its obligations under *Brady v. Maryland*, 373 U.S. 83 (1963), to disclose evidence favorable to the defendant and material to the defendant's guilt or punishment. The government is ordered to comply with *Brady* and its progeny.

The failure to do so in a timely manner may result in consequences, including dismissal of the indictment or information, exclusion of government evidence or witnesses, adverse jury instructions, dismissal of charges, contempt proceedings, sanctions by the Court, or any other remedy that is just under the circumstances.

IT IS SO ORDERED.

Date: June 27, 2023

s/R. Steven Whalen
Judicial Officer's Signature

R. Steven Whalen, U.S. Magistrate Judge
Printed name and title

UNITED STATES DISTRICT COURT
for the
Eastern District of Michigan

FILED
JUN 27 2023

CLERK'S OFFICE
U.S. DISTRICT COURT

United States of America
v.
JAQUALEON HUDSON
aka "Jakafella", aka "The Black Heff"
Defendant

Case No. 23-30265

Charging District's Case No. 4:23-00143

WAIVER OF RULE 5 & 5.1 HEARINGS
(Complaint or Indictment)

I understand that I have been charged in another district, the (name of other court) Eastern District of Texas

I have been informed of the charges and of my rights to:

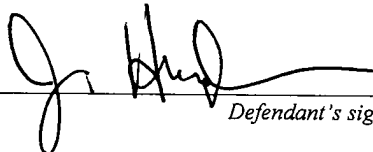
- (1) retain counsel or request the assignment of counsel if I am unable to retain counsel;
- (2) an identity hearing to determine whether I am the person named in the charges;
- (3) production of the warrant, a certified copy of the warrant, or a reliable electronic copy of either;
- (4) a preliminary hearing within 10 days of my first appearance if I am in custody and 20 days otherwise — unless I am indicted — to determine whether there is probable cause to believe that an offense has been committed;
- (5) a hearing on any motion by the government for detention;
- (6) request transfer of the proceedings to this district under Fed. R. Crim. P. 20, to plead guilty.

I agree to waive my right(s) to:

- ☒ an identity hearing and production of the warrant.
- ☐ a preliminary hearing.
- ☐ a detention hearing.
- ☐ an identity hearing, production of the warrant, and any preliminary or detention hearing to which I may be entitled in this district. I request that those hearings be held in the prosecuting district, at a time set by that court.

I consent to the issuance of an order requiring my appearance in the prosecuting district where the charges are pending against me.

Date: 6/27/23



Defendant's signature



Signature of defendant's attorney

STACEY M. STUDNICKI

Printed name of defendant's attorney

UNITED STATES DISTRICT COURT
for the
Eastern District of Michigan

United States of America

v.

Jaqualeon HUDSON

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Case No. 23-30265

ORDER SETTING CONDITIONS OF RELEASE

IT IS ORDERED that the defendant's release is subject to these conditions:

- (1) The defendant must not violate federal, state, or local law while on release.
- (2) The defendant must cooperate in the collection of a DNA sample if the collection is authorized by 42 U.S.C. § 14135a.
- (3) The defendant must advise the court or the pretrial services office or supervising officer in writing before making any change of residence or telephone number.
- (4) The defendant must appear in court as required and, if convicted, must surrender as directed to serve a sentence that the court may impose.

The defendant must appear at *(if blank, to be notified)* :

Theodore Levin U.S. Courthouse, Room 114, 231 West Lafayette Boulevard, Detroit, MI 48226
Place

on _____
Date and Time

If blank, defendant will be notified of next appearance.

- (5) The defendant must sign an Appearance Bond, if ordered.

ADDITIONAL CONDITIONS OF RELEASE

IT IS FURTHER ORDERED that the defendant's release is subject to the conditions marked below:

- ☐ (6) The defendant is placed in the custody of _____
(See separate Agreement to Assume Custody of the Defendant).
- ☒ (7) The defendant must:
- ☒ (a) report, as directed, to:
 - ☒ Pretrial Services Agency.
 - ☐ Probation Department.
 - ☒ (b) continue or actively seek employment. Provide verification to the supervising officer, as requested.
 - ☐ (c) continue or start an education program and provide monthly verification to the supervising officer.
 - ☐ (d) not apply for or enter into any loan or other credit transaction without the previous written permission of the pretrial services office or supervising officer.
 - ☒ (e) surrender any passport immediately and/or enhanced identification to the supervising officer as directed. _____
 - ☒ (f) not obtain a passport, enhanced identification or other international travel documents.
 - ☒ (g) abide by the following restrictions on personal association, place of abode, or travel:
 - ☒ Travel restricted to the Eastern District of Michigan;
 - ☐ Travel restricted to the State of Michigan;
 - ☒ Travel restricted to: State of Texas
 - ☒ Unless I have the previous consent of the pretrial services office, supervising officer or the court.
 - ☐ (h) avoid all contact, directly or indirectly, with any person who is or may become a victim or witness in the investigation or prosecution, including but not limited to:
 - ☐ list to be provided by U.S. Attorney;
 - ☐ other persons: _____
 - ☐ (i) obtain medical or mental health treatment as directed by the supervising officer.
 - ☐ provide a co-payment for treatment costs as directed by the supervising officer.
 - ☐ (j) for all probation and/or supervised release violations, all conditions in the Judgment Order under docket# _____ will remain in effect.
 - ☐ (k) maintain residence at a residential reentry center as directed by the supervising officer.

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- ☒ (l) reside at the bond address, and any changes in residence must be pre- approved by the supervising officer.
 - ☒ (m) not possess a firearm, destructive device, or other dangerous weapons. Remove all firearms, destructive devices or other dangerous weapons from bond address and provide verification to the supervising officer within 48 hours of release.
 - ☐ (n) surrender any Concealed Pistol License (CPL) to the supervising officer within 48 hours of release.
 - ☐ (o) not use alcohol:
 - ☐ at all.
 - ☐ excessively.
 - ☒ (p) not use or unlawfully possess a narcotic drug or other controlled substances defined in 21 U.S.C. § 802, unless prescribed by a licensed medical practitioner. Provide documentation of any prescribed medications to the supervising officer and any new medications prescribed by a licensed medical practitioner throughout supervision. Refrain from the use of marijuana which is prohibited by federal law.
 - ☒ (q) submit to any testing required by the supervising officer to determine whether the defendant/person under supervision is using a prohibited substance. Testing may be used with random frequency and include urine testing, the wearing of a sweat patch, a remote alcohol testing system, and/or any form of prohibited substance screening or testing. The defendant/offender must not obstruct or attempt to obstruct or tamper with the efficiency and accuracy of any prohibited substance screening or testing.
 - ☒ (r) participate in a program of inpatient or outpatient substance abuse therapy and counseling if directed by the pretrial services office or supervising officer.
 - ☐ (s) participate in **one** of the following location restriction programs and comply with requirements as directed: _____
 - ☐ (i) **Curfew.** You are restricted to your residence every day: from _____ to _____, or as directed by the pretrial services office or supervising officer; or
 - ☐ (ii) **Home Detention.** You are restricted to your residence at all times except for employment; education; religious services; medical, substance abuse, or mental health treatment; attorney visits; court appearances; court-ordered obligations;
 - ☐ **Essential Leave** may be granted to participant as deemed appropriate by the supervising officer.
 - ☐ **Discretionary Leave** may be granted to participant as deemed appropriate by the supervising officer.
 - ☐ (iii) **Home Incarceration.** You are restricted to 24-hour-a-day lock-down except for medical necessities and court appearances or other activities specifically approved by the court.

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- ☐ (iv) **Stand Alone Monitoring.** You have no residential curfew, home detention, or home incarceration restrictions. However, you must comply with the location or travel restrictions as imposed by the court.
Note: Stand Alone Monitoring should be used in conjunction with global positioning system (GPS) technology.
- ☐ (t) submit to location monitoring as directed by the pretrial services office or supervising officer and comply with all of the program requirements and instructions provided.
- ☐ You must pay all or part of the cost of the programs based upon your ability to pay as the pretrial services office or supervising officer determines:
- ☐ (i) Location monitoring technology as directed by the pretrial services office or supervising officer;
 - ☐ (ii) Radio Frequency (RF) monitoring;
 - ☐ (iii) Global Positioning Satellite (GPS) monitoring;
 - ☐ (iv) Voice Recognition monitoring;
 - ☐ (v) Remote Alcohol Monitoring;
 - ☐ (vi) SmartLINK;
- ☐ (u) report within 24 hours to the pretrial services office, every contact with law enforcement personnel, including arrests, questioning or traffic stops.
- ☐ (v) resolve all outstanding warrants as directed by the supervising officer.
- ☐ (w) comply with all Sex Offender Registration and Notification Act (SORNA) requirements.
- ☐ (x)

ADVICE OF PENALTIES AND SANCTIONS

TO THE DEFENDANT:

YOU ARE ADVISED OF THE FOLLOWING PENALTIES AND SANCTIONS:

Violating any of the foregoing conditions of release may result in the immediate issuance of a warrant for your arrest, a revocation of your release, an order of detention, a forfeiture of any bond, and a prosecution for contempt of court and could result in imprisonment, a fine, or both.

While on release, if you commit a federal felony offense the punishment is an additional prison term of not more than ten years and for a federal misdemeanor offense the punishment is an additional prison term of not more than one year. This sentence will be consecutive (i.e., in addition) to any other sentence you receive.

It is a crime punishable by up to ten years in prison, and a \$250,000 fine, or both, to: obstruct a criminal investigation; tamper with a witness, victim, or informant; retaliate or attempt to retaliate against a witness, victim, or informant; or intimidate or attempt to intimidate a witness, victim, juror, informant, or officer of the court. The penalties for tampering, retaliation, or intimidation are significantly more serious if they involve a killing or attempted killing.

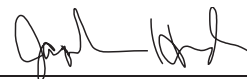
If, after release, you knowingly fail to appear as the conditions of release require, or to surrender to serve a sentence, you may be prosecuted for failing to appear or surrender and additional punishment may be imposed. If you are convicted of:

- (1) an offense punishable by death, life imprisonment, or imprisonment for a term of fifteen years or more – you will be fined not more than \$250,000 or imprisoned for not more than 10 years, or both;
- (2) an offense punishable by imprisonment for a term of five years or more, but less than fifteen years – you will be fined not more than \$250,000 or imprisoned for not more than five years, or both;
- (3) any other felony – you will be fined not more than \$250,000 or imprisoned not more than two years, or both;
- (4) a misdemeanor – you will be fined not more than \$100,000 or imprisoned not more than one year, or both.

A term of imprisonment imposed for failure to appear or surrender will be consecutive to any other sentence you receive. In addition, a failure to appear or surrender may result in the forfeiture of any bond posted.

Acknowledgment of the Defendant

I acknowledge that I am the defendant in this case and that I am aware of the conditions of release. I promise to obey all conditions of release, to appear as directed, and surrender to serve any sentence imposed. I am aware of the penalties and sanctions set forth above.



Defendant's Signature

City and State**Directions to the United States Marshal**

- ☒ The defendant is ORDERED released after processing.
- ☐ The United States marshal is ORDERED to keep the defendant in custody until notified by the clerk or judge that the defendant has posted bond and/or complied with all other conditions for release. If still in custody, the defendant must be produced before the appropriate judge at the time and place specified.

Date: June 27, 2023s/s/R. Steven Whalen

Judicial Officer's Signature

s/R. Steven Whalen, U.S. Magistrate Judge

Printed name and title

UNITED STATES DISTRICT COURT

for the

Eastern District of Michigan

United States of America

v.

Jaqualeon Hudson

Defendant

Case No. 23-30265

APPEARANCE BOND

Defendant's Agreement

I, Jaqualeon Hudson (*defendant*), agree to follow every order of this court, or any court that considers this case, and I further agree that this bond may be forfeited if I fail:

- ☒ to appear for court proceedings;
- ☒ if convicted, to surrender to serve a sentence that the court may impose; or
- ☒ to comply with all conditions set forth in the Order Setting Conditions of Release.

Type of Bond

- ☐ (1) This is a personal recognizance bond.
- ☒ (2) This is an unsecured bond of \$ 10,000.
- ☐ (3) This is a secured bond of \$ _____, secured by:
 - ☐ \$ _____ in cash deposited with the court.
 - ☐ (b) the agreement of the defendant and each surety to forfeit the following cash or other property (*describe the cash or other property, including claims on it – such as a lien, mortgage, or loan – and attach proof of ownership and value*):

If this bond is secured by real property, documents to protect the secured interest may be filed of record.

- ☐ (c) a bail bond with a solvent surety (attach a copy of the bail bond, or describe it and identify the surety):

Forfeiture or Release of the Bond

Forfeiture of the Bond. This appearance bond may be forfeited if the defendant does not comply with the above agreement. The court may immediately order the amount of the bond surrendered to the United States, including the security for the bond, if the defendant does not comply with the agreement. At the request of the United States, the court may order a judgment of forfeiture against the defendant and each surety for the entire amount of the bond, including interest and costs.

Release of the Bond. The court may order this appearance bond ended at any time. This bond will be satisfied and the security will be released when either: (1) the defendant is found not guilty on all charges, or (2) the defendant reports to serve a sentence.

Declarations

Ownership of the Property. I, the defendant – and each surety – declare under penalty of perjury that:

- (1) all owners of the property securing this appearance bond are included on the bond;
- (2) the property is not subject to claims, except as described above; and
- (3) I will not sell the property, allow further claims to be made against it, or do anything to reduce its value while this appearance bond is in effect.

Acceptance. I, the defendant – and each surety – have read this appearance bond and have either read all the conditions of release set by the court or had them explained to me. I agree to this Appearance Bond.

I, the defendant – and each surety – declare under penalty of perjury that this information is true. (See 28 U.S.C. § 1746.)

Date: June 27, 2023



Defendant's signature

Surety/property owner – printed name

Surety/property owner – signature and date

Surety/property owner – printed name

Surety/property owner – signature and date

Surety/property owner – printed name

Surety/property owner – signature and date

KINIKIA D. ESSIX, CLERK OF COURT

Date: June 27, 2023

s/Kyanna Brown

Signature of Clerk or Deputy Clerk

Approved.

Date: June 27, 2023

s/R. Steven Whalen

Judge's signature

2

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION

FILED
JUN 27 2023
CLERK'S OFFICE
U.S. DISTRICT COURT

UNITED STATES OF AMERICA,

Plaintiff.

NO. 23-30265

v.

JAQUALEON HUDSON
aka "Jakafella"
aka "The Black Heff",

Defendant.

_____ /

**ORDER TRANSFERRING DEFENDANT TO
ANSWER TO CHARGES PENDING IN ANOTHER
DISTRICT AND COMMITMENT TO THAT DISTRICT**

This matter coming before the Court on the Government's Petition for Removal, for the reasons stated on the record and pursuant to Rule 5(c)(3)(D) of the Federal Rules of Criminal Procedure, it is hereby ordered that defendant Jaqualeon Hudson be transferred to the United States District Court for the Eastern District of Texas for further proceedings in the case of *United States v. Jaqualeon Hudson*, Criminal No. 4:23-cr-00143.

Defendant who has been ordered released pursuant to the Bail Reform Act of 1984 (18 U.S.C. § 3141 et seq.). shall appear at the following location at the following time:

Tuesday, July 11, 2023 at 8:00AM at the U.S. District Courthouse Annex-
Marshal's Service entrance located at 200 N. Travis St., Mezzanine Level,
Sherman, Texas 75090.

If defendant fails to appear as directed, he will be subject to arrest, revocation of release, and detention, and he could be prosecuted and imprisoned for the crimes of bond jumping or contempt of court. See 18 U.S.C. §§ 3146, 3148.



HONORABLE R. STEVEN WHALEN
United States Magistrate Judge

Entered: 06/27/2023